IN THE HIGH C OURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.415 OF 2006

IN

SUMMARY SUIT NO.2297 OF 2006

Central Bank of India. ...Plaintiff.

vs.

Sunny S. Chhabria. ...Defendant.

Mr.T.N.Tripathi i/b. T.N.Tripathi & Co, for Plaintiff.

Ms.Jyoti Chavan, for defendant.

CORAM: D.K.DESHMUKH,J.

DATED: 17th January, 2007.

P.C.:-

1. This is a suit filed by the Bank against a person who was given a credit card by the bank. The only defence raised is that the defendant is denying the entires in the statement of accounts. The account is forwarded by the bank to every card holders at the end of the month. If the Card holder wants to deny his liability or disputing any entry, he has to write to the Bank immediately after receiving the account. It is nobody's case that the monthly account was not

forwarded by the defendant bank. The defence of the defendant is of general denial, it cannot accepted. The defendant has no defence to offer. Therefore, the defendant is not entitled to any leave to defend the suit. Therefore, in view of the provisions of Order 37 of C.P.C., the plaintiff is entitled to a judgment. Summons for judgment is granted. Suit is decreed in terms of prayer clause (a) of the suit. Refund of court fees as per rules.